Page 1 of 22

Case 3:98-cv-02092-JAG

# TRANSACCION

UNA PARTE: compañía" AIRPORT representada CATERING en

/Sra LA SEGUNDA PARTE: mayor de

AEROPUERTO, representante TERCERA PARTE: "la Unión", INDEPENDIENTE TRABAJADORES

libre

condiciones Colectivo rigen las condiciones de empleo vigente con Unión, Compañía, empleo del Sr. /Sra

Casos de Arbitraje Núms. dichos Desde Sr./Sra. Tribunal A-2657 y suspendidos alrededor del de Distrito de los por empleo como otros empleados

querellantes, dicho laudo Distrito, de 1994, ordenando fue Caso Núm. tanto el/la Sr./Sra. sostenido obtuvieron un Laudo la reposición beneficios marginales dejados 94-1979

Sentencia del Compañía recurrió apelación los

violación

alguna

Convento

Colectivo

cualquier

Compañía

ederal con reclación a la suspensión indefinida ( $c./\mathrm{Sra}.\ \mathcal{Q}_{\kappa:>\iota\cdot}$ d $c./\mathrm{Sra}.\ \mathcal{Q}_{\kappa:>\iota\cdot}$ de los otros querellantes.

A-2657 Y A-1840-94 puede tardar dos

manisfestado a Compañía que Sentencia tiene interés Sr./Sra. del conforme alguno Tribunal los antes resuelto regresar mencionados,

beneficios marginales de acuerdo al Laudo de Arbitraje mencionados Ź de igual ٧

También está dispuesto(a)

mencionada, fuesen sostenidos por Tribunal Apelativo remedio

voluntariamente está resuelta sólo favorablemente el/la Sr. propósito hecho la Compañía, ponerle él/ella partes

#### STIPULAN

incluye, representantes у/о relacionadas у/о efectos cualquier agrupadas oficiales, accionistas, sociedades Acuerdo, que gananciales nombre corporativa supervisores, entidad comercial

× 6)

beneficios

cualquier

bajo

leyes

como Worker Adjustment and Training

Consolidated

Omnibus Budget Reconciliation

incluyendo daños de cualquier clase,

- voluntariamente el Laudo de Arbitraje Núm. reposición con los mismos expresamente (SEC), A-2657 Y A-1840-94, renuncia aceptando Sr. que × Compañía lia
- 30 de mayo colectivo; indirectamente sin pérdida de limitarse relación de disponiéndose violación ingresos; cualquier conocidas empleo que el/la de alguna cualquier que reclamación que no, cesara el cualquier Sr./Sra. alegadas o reclamación pueda tener

Accidentes Employment empleo por cualquier de Discrimen condición u origen social, del Trabajo); clase sexo); 0 cualquier Americans según enmendada Ley de Rehabilitación Federal junio en el Empleo otra 1945 with Disabilities Act; razón (Ley (Age Discrimination (Ley prohibida de Compensación Derechos del 1973;

(Prohibición

1802 Compañía del Código pagará al/a Civil de Puerto

reclamación

perjuicios

América,

Impedidos); Employee Retirement Income

Adjustment

Retraining Notification

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Rico,

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bajo

cualquier

Constituciones del

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controversia objeto del laudo de arbitraje sufrido suma 4 aplicable, pueda Acuerdo sea válido adicional al pago sujeto sufrir Sr siguientes segundo alguna, cuotas e1 POR COMO CUANTO la suma los indemnización l a Tribunales fecha de Unión y/o de 4 consiente este Sentencia OCTAVO (8vo.) por Acuerdo. los daños

- incluyendo También de condición Acuerdo, de pago que el autorizado Secretario de suma que
- violación aceptación entenderá Compañía de culpa de Compañía reponsabilidad Asociado Constitución Convenio
- de Acuerdo que comprometen otras Transacción

consecuencias legales, ha otrogado

representante el Laudo este documento. cantidad en los El/La Sr./Sra. de dinero casos de arbitraje consultar con su Unión y

incluyendo incapacidad sin limitarse sido objeto origen de discrimen social discrimen por empleo nacional, condición

pagados, por hayan sufrido Num. cualquier A-2657 por y A-1840-04 y de у/о los

(7) Sr./Sra. Sr./Sra También de considerarlo, tiene asesorarse las conocimiento S legalmente feconoce su firme, deseo incorpora

de j \$ .

1996 PARA Puerto Rico,

declarada nula

por un tribunal

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en vigor

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EXPUESTO, las partes

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UNION INDEPENDIENTE DE TRABAJADORES DE AEROPUERTO (UITA)

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empleado(a) de

vecino(a)

mayor de

Puerto Rico,

anteriormente Ħ. indicadas circunstancias personales son las

Que el Acuerdo conforme Transacción y contenido Puerto Rico, Relevo que por 10

suscrito ante mí por

las circunstancias personales antes indicadas y quien doy fe Puerto Rico,

APROBADO

en representación del

Secretario el presente Trabajo escrito hoy día Humanos de Puerto

de 1996, sus cláusulas antecede informado a fines de aseverar que amparo Así mismo, la legislación protectora del las personas del alcance he asesorado he leído estipulación que cada una

# DESCUENTO DE CUOTA

autorizo а

la Compañía a que me descuente la cantidad de Ochocientos

Dólares (\$800.00), por concepto de cuota de Unión.

En Carolina, Puerto Rico, a de abril de 1996.

FIRMA DEL EMPLEADO

## TRANSACTION AND RELEASE AGREEMENT

#### APPEAR

уd INC M M Q /q/J H ranc PARTY מ ACS, S L OF CO hereina Rivera THE FIRST Н ter and "the PART: Company" AIRPORT CATERING represented SERVICES herein

"Mr Rive era, /Mrs AS Social PARTY Quesada Securi 0 피 -THE and ty  $^{\circ}$ SECOND  $\frac{81}{2}$ 59 2670, PART 0  $\vdash h$ Mr. legal /Mrs age, Lui hereina S Que Н Ś  $\vdash$ ad 0

represent TRABAJADORES AS PARTY herein DE OH THE AEROPUERTO, bу it THIRD Ś representa PART: hereinaf ĽΑ tive UNION te R INDE the PENDIENTE Union and DE

They hereby  $\vdash$ h freely and volunt R

#### STATE

bу Bargaining Agreement purposes /Mrs the WHEREAS Union, Ques 0  $\vdash$ h in Agreement 8 ada lary, Mrand effect /Mrs which working governs with Quesada rs Ls hours pa the rt the rs Ls and Company, 0 an Η̈́ employment employee other ש Collective working which repres conditions Collective Bargaining condit ent ă ions Н 0 Or

Ques suspended ada Ś rom wel . .  $\dot{\vdash}$  $\Omega$ employment ince  $\Omega$ Ś othe K К lation from its original. CERTIFIED To be a true and correct transemployees and salary January 0  $\vdash$ h the The  $\vdash$ Company legali 1992 ha  $M_{\Sigma}$ 0 ٧e Ηh been Ø said

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/Mr

AIDA TORRES, ADMINISTRATIVE STATES COURT. CERTIFIED INTERPRETER OFFICE OF THE UNITED

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9 മ 4 0 197 rementioned WHEREAS (SEC) Judgment The Company 0f the resorted S District iπ Court appeal in case 0 No the

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02 /Mrs ede ra Quesada wb ¥ ⊢. and .th the 3 Ö نو 0 à ther  $\leftarrow$ Ö complainants the inde fini  $\leftarrow$ Œ Ø uspension

ADA TORRES, ADMINISTRATIVE STATES COURT. CERTIFIED To be a true and correct trans-lation from its original. CERTIFIED INTERPRETER

Page 12 of 22

the R Award Ś WHEREAS in i the ı, ca Court S Mr. S /Mrs  $\mathbb{A}$ N 65 7 Quesada and A- $\vdash$ recognize  $\infty$ 40 -94 can that ta ke the two revi 0 -ew three 0  $\vdash$ 

in Award, despite federal returning WHEREAS and courts what even to was Mr0 work Ηh μ.  $\vdash$ resolved /Mrs **U**usti μ. ct s for Ω Ques validi æ, the þу he ad Company /she \_ty a the h à were S has  $\omega$ Ø forementioned tat to Ħ ed ō bе interest to Ø the ustained Company Arbitration whatsoever ру that the

and, Arbi rights tr he/she WHEREAS at to ion sala μ. Awa S К iles also Mr. rd /Mrs and  $\Omega$ nd fringe Judgmen Quesa benef lda  $\vdash$ μμ.  $\exists$ Ś will the  $\leftarrow$ S in Ling ω  $\vdash$ accordance orementi  $\leftarrow$ Ö Wai ioned Ve ٤, all th  $\Omega$ ۵  $\overline{\Omega}$ the the  $\square$ 

the remedy Court 840-94, Awa WHEREAS 0 rd which  $\vdash$ ш. Appeals and Þ the . . was the Judgment issued Judgment /Mrs Ques ın. mentioned were thei sada to К μ. Ø fa be മ above, lls0 LOOL sustained ٧, in. illing even Case bУ μ- $\vdash$  $\supset$  $\vdash$ Ö di. the N  $\Box$ Ġ Smi due Federal S S  $\Box$ ime the  $\mathbb{A}$ 

cont been roversy THERE avorably FORE whi resolved .ch HO Mr К /Mrs in the thei Quesada Ø sole К favor purpos under in View Ś  $\Box$ 0 and  $\vdash$ 0  $\vdash$ end  $\Box$ h he SPI -ng monetary മ В eady thi

AJDA TORRES, ADMINISTRATIVE STATES COURT. CERTIFIED To be a true and correct trans-lation from its original S, CERTIFIED INTERPRETER 'E OFFICE OF THE UNITED

voluntarily  $\vdash h$ В tha  $\overline{\phantom{a}}$ the Company ha S made, the pa rt 'n  $\vdash h$ ree and

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Airpor Ø includes commercia In Ó tу agent all Ca tering name S companies guar 0 Ηh Services antor AIRPORT related, Ś and/o AVIATION Inc ı, Кe ğ any re and sent GROUP manner grouped at ive and/or whatsoever S and under EMPRESAS ⊢- $\Box$ also the to

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Ques **-**(2) Company issued 9 197. ada Judgment  $\sim$ in  $\mathcal{O}$ has ŭ voluntari In Arbit and complied considerati in the ation Cas .1y  $\bigcirc$ and reins with No. Award lon express ta the 9 tement 4 0 No  $\vdash h$ same 97 the 31*y* **A**-9 2657 waive to (SEC) payment the and the മ position, ccept A-1840-90 remedy  $\vdash$ the ing whi amount Mr. tha and . Ch  $\overline{\tau}$ /Mrs the in 0

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ADA TORRES, CERTIFIED INTERPRETER

ADMINISTRATIVE OFFICE OF THE UNITED

STATES COURT. 12-31-04

Page 14 of 22

nd  $C_{1}$ Age impa Omni and whi had bei Qba 0 admini Ce and/o rom ŏ  $\overline{\Box}$ nc g 9  $\vdash$ ζŊ re К ٥ ťΩ Ø Ma Ω  $\exists$ 'n. Ω g Ø S luding 2 Tra Di. sud. Q. μ-O ĸ ement نو 5 ٠, تو O  $\leq$  $\vdash$ imina  $\overline{\mathsf{R}}$ Τ'n  $\exists$ the  $\leftarrow$ nt  $\omega$ rment S Ø μ-<u>.</u>-Rights Ø ma ining Cr  $\omega$ on benefits  $\leftarrow$  $\leftarrow$ th ng  $\sqrt{}$ 0 Budge: being imina employment Ū К 1ti ted 0  $\leq$ Ω be 0 dama 97 К വ Н :ond pa no g ede Ve Noti  $\vdash$ h H6) employment /Mrs utu Act re  $\leftarrow$ ß (any £į μ. ion Ö `\_ ġ €,  $\vdash$ provided ement due В .led ٻَر È٠  $\odot$ ω̈́ 0 fi violat Re .th Ø Ó 0  $\vdash$ any kin known Ēή Ω in Õ Que മ Ø at conc in 0 К nd пy rel К d 0 Employment Ħ Ø 96 0 ion Ω  $\odot$ ga Ø Ŕ 'n. la La Ö 0 the 0 ω Ā Ø ß kind on Ø rd any tha lda  $\bar{\mathsf{R}}$ Ñ ٠.  $\odot$ 0 im  $\vdash$ <u>.</u>  $\Box$ Ħ te Act Ø  $\times$ שׁ Ř ß Ω. Mr  $\alpha$ on Law te 0 ã 0  $\dot{\Box}$ уn 0  $\leftarrow$  $\vdash$ whi ā Ø  $\vdash$ futu not, O  $\vdash$ sh reli on 0 under Mr.kind •• Q /Mr ש  $\Omega$ la ß othe H ⊢μ. ch ny Ĺ. 0 ncome; re Ö 00  $\vdash$ SW Act /Mrs Ś wrong Ac 9 gion, Ø al  $\tilde{\Omega}$ expre provision he tha  $\widetilde{\infty}$ 0 tly К 0  $\dot{\Box}$ 9 such the К Quesada in leged  $\vdash$ and К 'she Titl ġ  $\widehat{\mathbb{Z}}$  $\vdash$ :eas ful 0 June any any Quesada Ś 0  $\exists$  $\vdash$ cea ŝ 0 collective К  $\supset$ В gon ω <u> 1</u> may Ф D S Ω  $\vdash$ 0 77 Ø 'n ind Ω oth 9 К VII Wor 02  $\omega$ prohib I rmin ed z 0 ₩ W  $\infty$ ש 0 ment à ha 9  $\overline{\mathsf{H}}$ not  $\vdash$ im ler whi Ø wai on ⊢. Ŕ the ĸ .ve Ve 0 ā ngo  $\vdash$ מ ec  $\vdash$ Ø 9 ĸ Ф  $\bigcirc$ Consol  $\vdash$  $\overline{\phantom{a}}$ ch u. ω Janu  $\mathcal{G}$ Ve the ř. 0 0  $\ddot{\vdash}$ nd any  $\vdash$ Adj col 9 0 . On  $\leftarrow$ ba K  $\ddot{\mathsf{R}}$ od  $\vdash$ ma  $\odot$  $\leq$ .eged  $\square$ К ma(Law Q Ø a ngu Fede  $\Box$ á שׁ 0 à lecti (La without  $\leq$ γф  $\forall$ rу aining Ż stment Ω 0  $\alpha$  $\vdash$ à Ф dated ha Q  $\triangleright$ ٤ Н ġ. К the Ω ß  $\vdash$ the ιim, fo ⊢-5 0 4  $\odot$  $\infty$ 0  $\neg$ ß Ф 0 К

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ADMINISTRATIVE OFFICE OF THE UNITED
STATES COURT.

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ADA TORRES, CERTIFIED INTERPRETER
ADMINISTRATIVE OFFICE OF THE UNITED
STATES COURT. 12-31-04

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ADA TORRES, CERTIFIED INTERPRETER

ADMINISTRATIVE OFFICE OF THE UNITED

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- money the tha  $\odot$ Judgment the ĸ xecu ssued ansact  $\vdash$ 'Mrs  $\mathbf{H}$ Ω Mr. lted  $\infty$ ра greement Uni /Mrs  $\Box$ d with on Quesad on ם The ⊢-Ω Ca S rbit ω and nd in Se ful herein part BA thei agreement No and Re  $\Box$ ion knowledge 'n K 'n have 9 the à Ã <u>l</u>e detail -197case  $\odot$ ga recogni Union had with ha  $\overline{\vdash}$ 9 S S \_ed (SEC) repres 0 the A- $\vdash$ been the recognize N N and  $\odot$ ⊬-65 t's benefit en one tha  $\vdash$ ta signing and Ō ree  $\overline{\Box}$ t j ga requi .ve thi  $\dot{\sim}$ that 0  $\mathbb{A}-$ Ω  $\vdash$ onsequenc 18 and red S be consul thi 40the fore Agreement in. Ś 9 volunta 4 the amount document rea and Þ  $\bigcirc$ ġ S aching Award with and the 0 of V
- tha never luding  $\leftarrow$ 9 dur subj 'n Mrwithout ect ā /Mrs the to any К being Quesa employment dis ada crimination limited recogniz with to discrimination whatsoever Œ he and Company മ accept уф he/ due he volunt she Company to age were

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ADA TORRES, CERTIFIED INTERPRETER ADMINISTRATIVE OFFICE OF THE UNITED STATES COURT. 12-31-04

- and 1840 the fami been Ď dismis Ó lant 10 made and/or and sal Ö for the d /Mrs ŭ subject thei Н any <u>بر</u> agraph Judgment Н and Ques depend to N sada М 0 0  $\vdash$ arbitra  $\overline{\mathsf{h}}$  $\vdash$ lents damag accept the hi S have tion **Federal** es S Ag tha reement that suf cases  $\vdash$ with щ Court ered he /she No. the compens Ø  $\bowtie$ moni and/o  $\omega$ N 9 Ф  $\mathcal{O}$ Ø ti. ĸ S ul മ On the nd pa  $\Box$ ha μd  $\bowtie$ 0 Η-Ĕ, В ัด
- he  $\mathbb{M}_{\mathbb{K}}$ have മ his than which he even greement xamined /she Mrs he യ TWENTY had greement К re ha des vocation Quesa Ø days reasonabl here ct ONE Ø Н carefully even Ø /Mrs. Ø da ı, to (21)between Ø agreed mus Ø ta sign (7) 'n Quesada  $\overline{\phantom{a}}$ and days (+ Œ the and days that þе suf the Ф to noti same Ŋ മ recogni fter thi to 0 ficient S @ @ Н ра Н today. Ŋ ied the revoke rt  $\overline{\kappa}$ considering document Ze .egal œs. da in  $\Box$ that ime  $\vdash$ Не  $\bigcirc$ thei ٤ advi pn R /she 0 iting, fully  $\vdash$ they Ö Н that Ce thei study the consent also and have incorpo К ٤ same, he ithin knows the tha .gna ha she to d  $\leftarrow$ μ. tu Н S sai tha  $\leftarrow$ the more Ф ame ha the re  $\dot{}$ D μ. d  $\vdash$ Ø S

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рλ മ court N  $\vdash$ /ith nу provi jurisdiction Ś ion ADMINISTRATIVE STATES COURT. tation from its original CERTIFIED To be a true and correct trans-0  $\vdash$ thi the Ŋ E OFFICE OF THE UNITED document other provisions ⊢• Ŋ declar ed the

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mentioned demonstration ΙZ WITNESS above 0 H WHEREOF, their the agreement parti Œ Ø with execute everything thi Ø document that ı, L'S

document WITNESS WHEREOF, the appearing part 1-e ŝ ß ign this

In Carolina, Puerto Rico, today April N 199 9

AIRPORT CATERING SERVICES, INC.

(Illegible signature) Francisco Rivera

UNION INDEPENDIENTE DE TRABAJADORES DE AEROPUERTO (UITA):

s/José A. Ortiz

Atty. Jose A. Carreras

UT /

#### OATH

- employee under oath 0 Luis state: 口 Quesada, 581 and -59– resident -2670 0  $\vdash$ legal 0f Carolina, age single/married Puerto Rico
- previously That indicated mУ name and personal Cì rcumstances are മ Ø
- Release *N* That true the and preceding  $\vdash$ am AJDA TORRES, CADMINISTRATIVE STATES COURT. CERTIFIED To be a true and correct trans-lation from its original Control in Agreement agreement CERTIFIED INTERPRETER
  E OFFICE OF THE UNITED

  12-31-09 0 with H Trans acti Ø contents non and

the wherefore 12th day sign 0 f April this document 0 f 19 96 in San Juan, Puerto Rico, today

S/Luis E. Quesada

Complainant

Affidavit No. 1607

in the San above Sworn Juan, stated and Puerto subscribed personal Rico today circumstances to before the 12th me bу whom day Luis  $\vdash$ of personally T April, Quesada, 1996 know of

S/Angel L. Morales Rodríguez Notary Public

Notarial Seal of Angel L. Morales Rodríguez affixed to document

### APPROVED

preceding stipulation and have informed the persons of the scope of each of its clauses. I have also advised them of the	Of 1995, in order to certify that I have read the	and approve this document today the day of	Secretary of Labor and Human Resources of Puerto Rico, sign	I,, on behalf of the
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CERTIFIED To be a true and correct translation from its original.

ADA TORRES, CERTIFIED INTERPRETER
ADMINISTRATIVE OFFICE OF THE UNITED
STATES COURT. /2-31-07

rights and obligations pursuant to the

protects workers.

tation from its original.

AJDA TORRES, CERTIFIED INTERPRETER

ADMINISTRATIVE OFFICE OF THE UNITED

STATES COURT. /2-3/-04 CERTIFIED To be a true and correct trans-tation from its original.

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legislation

that

DEDUCTION OF DUES

amount Union dues 0f Luis Eight [T] Hundred Quesada, Dollars authorize (\$800.00) for the Company deduction to deduct of the the

In Carolina, Puerto Rico 12<sup>th</sup> of April of 1996.

S/Luis [<u>+</u>] Quesada

SIGNATURE OF EMPLOYEE

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ADA TORRES, CERTIFIED INTERPRETER ADMINISTRATIVE OFFICE OF THE UNITED STATES COURT.

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